

UNITED STATES OF AMERICA)
)
v.) NO. 2:07-CR-10
)
ALLEN EUGENE FRAZIER)

This criminal matter is before the Court to consider the Report and Recommendation of the United States Magistrate Judge dated April 5, 2007. In that Report and Recommendation, the Magistrate Judge recommends that the defendant's motion to dismiss Count 1 of the indictment be denied. The defendant has filed an objection to this recommendation. [Doc. 101].

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defendant's objection is **OVERRULED**, that this Report and Recommendation is **ADOPTED** and **APPROVED**, [Doc. 100], and that the motion to dismiss adopted by the defendant is **DENIED**. [Doc. 48].

E N T E R:

s/J. RONNIE GREER
UNITED STATES DISTRICT JUDGE